

1 DAVID M. HELBRAUN (SBN 129840)
HELBRAUN LAW FIRM
 2 351 California Street, Suite 900
 San Francisco, California 94104
 3 Telephone: (415) 982-4000
 Facsimile: (415) 352-0988

4 Attorneys for Plaintiff
 5 SPENCER SUTTON

6
 7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
 9

10 SPENCER SUTTON,

11 Plaintiff,

12 v.

13 CITY AND COUNTY OF SAN
 FRANCISCO, POLICE OFFICER
 CHRISTOPHER M. MORRIS, in his
 14 individual and official capacities,
 POLICE OFFICER CRAIG L. LEONG,
 15 in his individual and official capacities,
 POLICE OFFICER STEVEN D.
 16 FERRAZ, in his individual and official
 capacities, and DOES 1-30, Jointly and
 17 Severally,

18 Defendants.

No. CV 10-4563 SBA

**STIPULATION AND ~~PROPOSED~~
 ORDER CONTINUING NON-EXPERT
 DISCOVERY CUT-OFF TO SEPTEMBER
 9, 2011**

19 The parties, by and through their respective counsel of record, hereby agree and stipulate as
 20 follows:

21 WHEREAS the claims of Plaintiff, who now resides in Portland, involve alleged cognitive
 22 disabilities which have complicated counsel's efforts to obtain plaintiff's deposition, which has been
 23 commenced, but not completed as of this date, and has been, per Plaintiff's counsel, made more
 24 difficult plaintiff's ability to respond to written discovery, as described at length in the Declaration of
 25 David M. Helbraun accompanying this Stipulation; and

26 WHEREAS there are numerous non-expert witnesses identified in the case as to liability and
 27 damages issues, totaling 21 such disclosed witnesses by Plaintiff and 16 such disclosed witnesses on
 28

1 behalf of defendants; and

2 WHEREAS at least 5 of the non-expert witnesses are located outside the State of California,
3 and out-of-state trips are required to take depositions in Washington, Oregon, and New York; and

4 WHEREAS counsel agree that despite due diligence on their part, good cause exists to
5 extend the non-expert discovery cut-off 45 days, to September 9, 2011, and that such an extension
6 would not interfere with the trial date or other pre-trial dates established by the Court and would be
7 in the furtherance of justice;

8 THEREFORE, for all the foregoing reasons, the parties and agree and stipulate that good
9 cause exists to continue the non-expert discovery cut-off date from July 29, 2011 to September 9,
10 2011, and respectfully ask the Court to so enter an Order so providing.

11 DATED: May 19, 2011

HELBRAUN LAW FIRM

12 /s/
13 DAVID M. HELBRAUN
14 Attorneys for Plaintiff
SPENCER SUTTON

15 DATED: May 20, 2011

DENNIS J. HERRERA
SAN FRANCISCO CITY ATTORNEY

17 /s/
18 PETER J. KEITH
19 Attorneys for Defendants

20 IT IS SO ORDERED.

21 DATED: 5/24/11

22 
HONORABLE SAUNDRA BROWN ARMSTRONG

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STIPULATION AND [PROPOSED] ORDER CONTINUING NON-EXPERT DISCOVERY CUT-OFF

Case No. C10-4563 SBA